**HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA**

**Writ Petition No. 20226 of 2004**

**Dated: 26.09.2007**

Between:

St.Paul's Aided Elementary School (society) Giddalur, Prakasam District and two others.

**.... PETITIONERS**

**AND**

**The State of A.P. rep. By its Secretary, Education Department and three others.**

**.....RESPONDENTS**

## HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

**Writ Petition No. 20226 of 2004**

**Order**:

The Petitioner approached this court and field the present Writ Petition with the following prayer:

> "For the reasons stated in the accompanying affidavit, it is prayed that this Hon'ble Court may be pleased to issue an appropriate writ or order or direction more particularly in the nature of writ of mandamus declaring the inaction of the Government as being arbitrary, illegal and issue consequential direction to the 1st respondent to release the Grant-in-aid in pursuance of the recommendations made by the High Level Committee which was communicated by the 3rd respondent in Lr.Rc.No. 1338/B3-4/2002 dated 9.1.2004 and pass such other or orders as this Hon'ble Court may deems fit and proper in the circumstances of the case and pass such other or orders as this Hon'ble Court may deems fit and proper in the circumstances of the case."

It appears subsequent to the filing of the Writ Petition the recommendations made by the High Level Committee Meeting held on 28.12.2004 were rejected by the Government of Andhra Pradesh in G.O.Ms.No. 2 dated 11.1.2005. A perusal of the said G.O clearly speaks

that after careful examination of the proposals of the Director of School Education and each case in detail in regard to Section 45 (3) and 46 of the Education Act, and also based on the recommendations of the High Level Committee, has decided to reject the proposals for admission of 228 posts into grant-in-aid. The petitioners herein are figured at items 35, 36 and 40 respectively of the said G.O.

As the Government passed the orders rejecting the recommendations, this Court is of the view that the said prayer for implementation of the recommendations of the High Level Committee for providing grant-in-aid cannot be considered.

Accordingly, the writ Petition is dismissed. No order as to costs.

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**GOPALA KRISHNA TAMADA, J.**

Date: 26.09.2007
**KA**